



GAIL FARBER, Director

## COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331

<http://dpw.lacounty.gov>

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

## ADOPTED

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

28 August 5, 2014

*Sachi A. Hamai*

SACHI A. HAMAI  
EXECUTIVE OFFICER

SET FOR HEARING: AUGUST 26, 2014

August 05, 2014

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

**RESOLUTION OF INTENTION AND ORDINANCE TO  
GRANT A 35-YEAR PROPRIETARY ELECTRICAL TRANSMISSION FRANCHISE  
TO TA - ACACIA, LLC, IN THE COUNTY OF LOS ANGELES HIGHWAYS KNOWN AS WEST  
AVENUE J AND 110TH STREET WEST  
IN THE UNINCORPORATED COUNTY AREA OF ANTELOPE VALLEY  
(SUPERVISORIAL DISTRICT 5)  
(3 VOTES)**

### SUBJECT

This action is to grant an electrical transmission franchise to TA - Acacia, LLC, a Delaware Limited Liability Company, in the County of Los Angeles highways known as West Avenue J and 110th Street West in the unincorporated County area of Antelope Valley.

### **IT IS RECOMMENDED THAT THE BOARD:**

1. Find that the grant of a proprietary electrical transmission franchise to TA - Acacia, LLC, a Delaware Limited Liability Company, is within the scope of the Mitigated Negative Declaration and Mitigation Monitoring Program previously adopted by the Los Angeles County Planning Commission on behalf of the County of Los Angeles.
2. Approve the Resolution of Intention to grant TA - Acacia, LLC, a Delaware Limited Liability Company, a proprietary electrical transmission franchise, set the matter for a public hearing on August 26, 2014, and instruct the Executive Officer of the Board to publish a Notice of Public Hearing pursuant to California Public Utilities Code Section 6232.

AFTER THE PUBLIC HEARING, IT IS RECOMMENDED THAT THE BOARD:

Adopt the ordinance to grant TA - Acacia, LLC, a Delaware Limited Liability Company, a proprietary electrical transmission franchise in the County of Los Angeles highways known as West Avenue J and 110th Street West in the unincorporated County area of Antelope Valley.

#### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended actions is to approve a Resolution of Intention (Enclosure A), schedule a Public Hearing, and publish a Notice of Public Hearing, as needed, to adopt an ordinance (Enclosure B) to grant TA - Acacia, LLC, a 35-year proprietary electrical transmission franchise in the County of Los Angeles highways known as West Avenue J and 110th Street West in the unincorporated County area of Antelope Valley.

#### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provisions of Operational Effectiveness/Fiscal Sustainability (Goal 1) and Integrated Service Delivery (Goal 3). The revenue received from this transaction will help promote fiscal sustainability for the operation and maintenance of County highways. This transaction also allows for the continuation of utility services through renewable sources.

#### **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund.

TA - Acacia, LLC, a Delaware Limited Liability Company, has paid the County a one-time granting fee of \$5,000 to process the ordinance to grant the franchise and will pay the first year's franchise fee of \$2,500, which will be deposited into the County Road Fund. Subsequent franchise fees will be adjusted annually per the Consumer Price Index for All Consumers.

#### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The West Antelope Solar Energy Project consists of the construction, operation, and maintenance of a 20-megawatt, photovoltaic solar electric generating facility located on a 178.5-acre site. Three conduit cable circuits cross at West Avenue J and three at 110th Street West in the unincorporated County area of Antelope Valley. The Los Angeles County Regional Planning Commission approved a Conditional Use Permit for the project on February 12, 2014.

Division 3, Title 16, of the County Code authorizes the Board to grant a franchise associated with electrical transmission lines. County Counsel has reviewed the accompanying Resolution of Intention and Ordinance and approved them as to form.

Pursuant to Section 6232 of the California Public Utilities Code, the Executive Officer of the Board shall arrange for the publishing of a Notice of Public Hearing in a newspaper of general circulation in the County at least once within 15 days after the Board's adoption of the Resolution of Intention.

## **ENVIRONMENTAL DOCUMENTATION**

On February 12, 2014, the Los Angeles County Regional Planning Commission, on behalf of the County, adopted the Mitigated Negative Declaration and Mitigation Monitoring Program for this project and approved the Conditional Use Permit for this project, subject to Conditions of Approval. The recommended action is within the scope of the project in the previously adopted Mitigated Negative Declaration.

Upon the Board's approval of the project, the Department of Public Works will file a Notice of Determination with the office of the Registrar-Recorder/County Clerk (County Clerk) in accordance with Section 21152(a) of the California Public Resources Code and pay the required processing fee with the County Clerk in the amount of \$75.

## **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

There will be no impact or adverse effect to any current services or future County projects.

## **CONCLUSION**

Please return one adopted copy of this letter, the Resolution of Intention, and the Ordinance to the Department of Public Works, Survey/Mapping & Property Management Division. Retain the duplicate for your files.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER

Director

GF:SGS:tw

Enclosures

c: Auditor-Controller (Accounting Division - Asset  
Management)  
Chief Executive Office (Rita Robinson)  
County Counsel  
Executive Office

# Enclosure A

**RESOLUTION OF INTENTION TO GRANT A 35-YEAR PROPRIETARY  
ELECTRICAL TRANSMISSION FRANCHISE TO TA - ACACIA, LLC,  
A DELAWARE LIMITED LIABILITY COMPANY**

BE IT RESOLVED by the Board of Supervisors of the County of Los Angeles, State of California.

- A. TA - Acacia, LLC (Franchisee), has applied to the Board of Supervisors of the County of Los Angeles, State of California, for a franchise for a period of thirty-five (35) years, beginning on September 25, 2014, the operative date of the franchise, to construct, operate, maintain, renew, repair, change the size of, or remove or abandon in place any electrical transmission system consisting of conduits, manholes, vaults, cables, wires, switches, communications circuits and other equipment, appliances, and appurtenances necessary and appropriate for cable circuit crossings for the purpose of conducting and transmitting electricity and electrical energy for light, heat, and power purposes and for any and all other purposes for which electricity can be used for Franchisee's operations in connection with the solar-photovoltaic, power generating facility in the vicinity of 110th Street West and West Avenue J, on, along, upon, in, under, or across any and all highways as defined in Section 16.36.080 of the Los Angeles County Code, now or hereafter dedicated to public use within the unincorporated territory of the County of Los Angeles, State of California, identified as three (3) cable circuit crossings of West Avenue J between 115th Street West and 110th Street West, and three (3) cable circuit crossings of 110th Street West, south of West Avenue J as more particularly shown on Exhibit A to the Ordinance, attached hereto and made a part hereof (Franchise Area).
- B. It is the intention of the Board of Supervisors of the County of Los Angeles, State of California, to grant the franchise applied for upon the terms and conditions herein mentioned. The Franchisee and its successors and assigns will, during the life of its franchise, comply with the terms of the franchise from the date of the granting of the franchise, and in the event such terms are not fulfilled, the franchise will be forfeited.
- C. The franchise described in the Ordinance is a franchise for electric transmission purposes.
- D. That on August 26, 2014, at the hour of 9:30 a.m. of said day, a day not less than twenty (20) or more than sixty (60) days after the date of the passage of this Resolution of Intention, in the Hearing Room of the Board of Supervisors, Room 381, Kenneth Hahn Hall of Administration, 500 West Temple Street, Los Angeles, California 90012, all persons having any objection to the granting of the franchise hereinabove

described may appear before the Board of Supervisors and be heard thereon.

- E. The Executive Officer of the Board of Supervisors shall cause notice of said hearing to be published at least once within fifteen (15) days after adoption of this Resolution of Intention in a newspaper of general circulation published in the County of Los Angeles, State of California.

The foregoing resolution was on the 5<sup>th</sup> day of August 2014, adopted by the Board of Supervisors of the County of Los Angeles, State of California, and ex officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts.



APPROVED AS TO FORM:

JOHN F. KRATTLI  
County Counsel

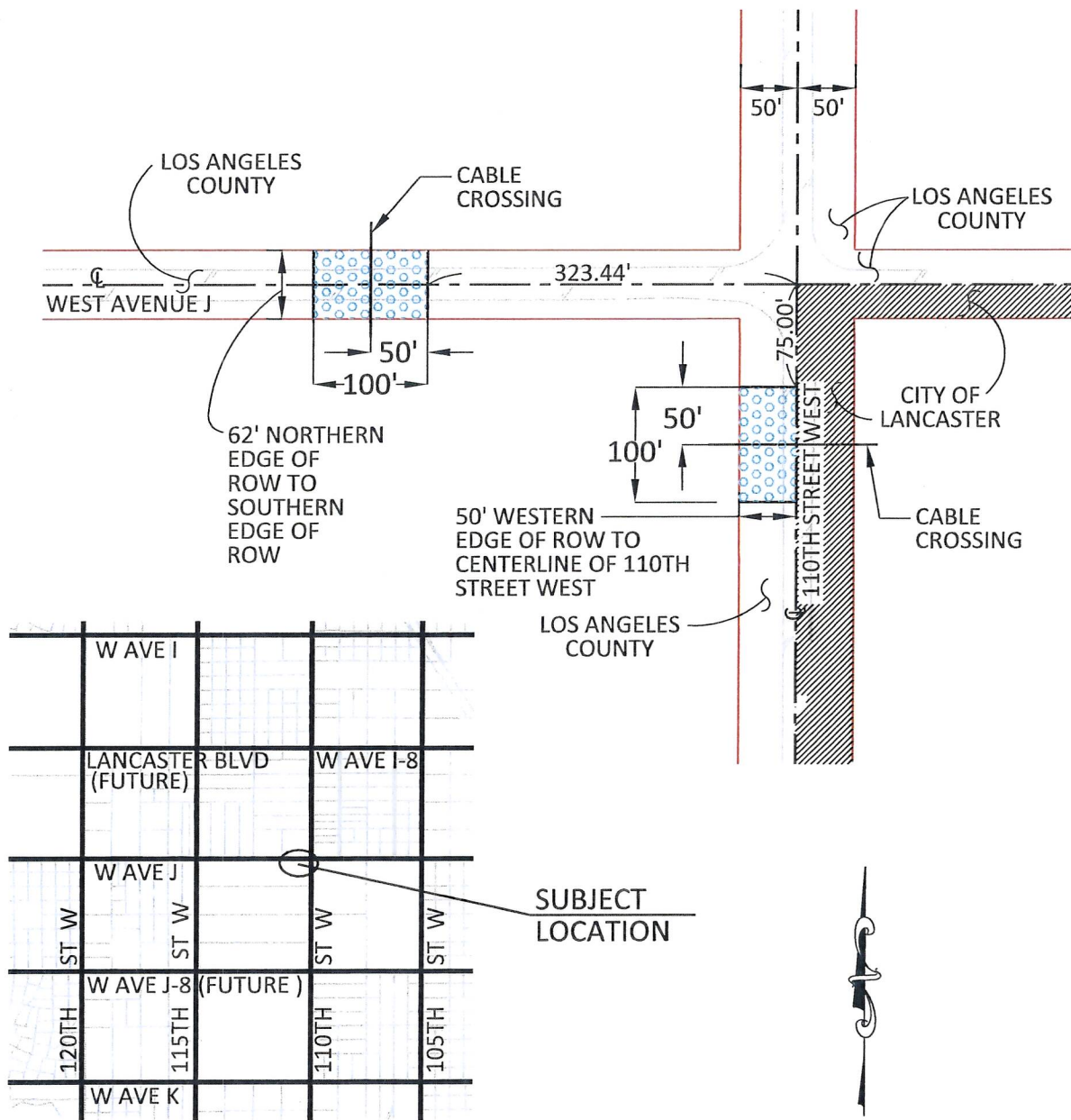
SACHI A. HAMAI  
Executive Officer of the  
Board of Supervisors of the  
County of Los Angeles

By

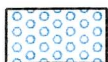
Deputy

By

Deputy



# LEGEND



FRANCHISE AREA ON THIS SHEET  
11,200 S.F.

REVISION:

MAP PREPARED BY: J. DELANEY

TA-ACACIA, LLC.

SD.  
5

RD.  
551

A.M.B.  
3267-011  
3267-004  
3207-014

T.G.  
4013-D7

SCALE  
NONE

DATE  
07/07/14

I.M.  
354-177

EXHIBIT A  
FRANCHISE ORDINANCE FOR  
TA-Acacia, LLC

DRAWING NO.  
M1477001